

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION**

**P. CHYBA,**

**Plaintiff,**

**v.**

**SLS a/k/a SPECIALIZED LOAN  
SERVICING et al.,**

**Defendants.**

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**Civil Action No. 4:16-cv-018-O**

**ORDER ACCEPTING REPORT AND RECOMMENDATION  
OF THE UNITED STATES MAGISTRATE JUDGE**

The United States Magistrate Judge made findings, conclusions, and a recommendation in this case. *See* ECF No. 63. No objections were filed. The District Court reviewed the proposed findings, conclusions, and recommendation for plain error. Finding none, the Court **ACCEPTS** the findings, conclusions, and recommendation of the United States Magistrate Judge.

Accordingly, it is **ORDERED** that the findings, conclusions, and recommendation of the United States Magistrate Judge is accepted as the findings of the Court. It is **FURTHER ORDERED** that Defendants' Motion to Set Aside Default Judgment (ECF No. 57) is hereby **GRANTED** and the Clerk's Entry of Default (ECF No. 56) is set aside.

It is **FURTHER ORDERED** that Defendants' Motion to Dismiss is hereby **GRANTED** as to Defendant John Beggins on Counts Four and Five of the Second Amended Complaint (ECF No. 37). Accordingly, Counts Four and Five of the Second Amended Complaint as to Defendant John Beggins are **DISMISSED with prejudice**.

Lastly, it is **ORDERED** that Defendants' Motion to Dismiss is **DENIED** as to all other Defendants on Counts Four and Five and as to all Defendants on Counts One, Two, and Three.

**SO ORDERED** on this **30th day of September, 2016**.

  
Reed O'Connor  
UNITED STATES DISTRICT JUDGE